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9 Counsel for Defendant GLENN JINGCO

EOZSOÖÄGDFGE

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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,) No. CR 11-00552 DLJ
12 Plaintiff,) STIPULATION AND []
13 vs.) ORDER CONTINUING HEARING DATE
14 GLENN JINGCO,)
15 Defendant.)
16

17 **STIPULATION**

18 Defendant Glenn Jingco, by and through Assistant Federal Public Defender Heather R.
19 Rogers, and the United States, by and through Assistant United States Attorney Joseph A.
20 Fazioli, hereby stipulate that, with the Court's approval, the status hearing currently set for
21 February 2, 2012, at 9:00 a.m., before the Honorable D. Lowell Jensen, shall be continued to
22 February 23, 2012, at 9:00 a.m.

23 The reason for the requested continuance is that defense counsel was recently assigned to
24 the case and requires additional time to discuss potential settlements with Mr. Fazioli and to
25 consult with Mr. Jingco. The parties therefore respectfully request a continuance to February 23,
26 2012, at 9:00 a.m.

1 The parties agree that the time between February 2, 2012, and February 23, 2012, may be
2 excluded under the Speedy Trial Act, 18 U.S.C. § 3161(h)(7)(A) and (B)(iv), for effective
3 preparation of counsel.

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5 Dated: February 1, 2012

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/s/
HEATHER ROGERS
Assistant Federal Public Defender

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8 Dated: February 1, 2012

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/s/
JOSEPH A. FAZIOLI
Assistant United States Attorney

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[PROPOSED] ORDER

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GOOD CAUSE APPEARING, upon stipulation of the parties, IT IS HEREBY
ORDERED that the hearing currently set for February 2, 2012, at 9:00 a.m., before the
Honorable D. Lowell Jensen, shall be continued to February 23, 2012, at 9:00 a.m.

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THE COURT FINDS that failing to exclude the time between February 2, 2012, and
February 23, 2012, would unreasonably deny counsel for the defendant reasonable time necessary
for effective preparation, taking into account the exercise of due diligence. *See* 18 U.S.C. §§
3161(h)(7)(B)(iv).

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THE COURT FINDS that the ends of justice served by excluding the time between
February 2, 2012, and February 23, 2012, from computation under the Speedy Trial Act outweigh
the interests of the public and the defendant in a speedy trial.

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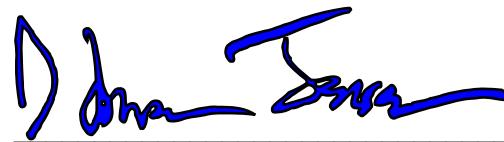
THEREFORE, IT IS HEREBY ORDERED that the time between February 2, 2012, and
February 23, 2012, shall be excluded from computation under the Speedy Trial Act, 18 U.S.C. §
3161(h)(7)(A) and (B)(iv).

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1 IT IS SO ORDERED.
2 Dated: 02/01/12



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HON. D. LOWELL JENSEN
United States District Court Judge